

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Kevin King on 6 February 2007.

The application has been amended as follows:

Claim 28 has been cancelled

In Claim 34, at line ⁸ after "conducting leads",

—physically connected— has been inserted.

2. The following is an examiner's statement of reasons for allowance: The prior art does not teach or suggest an implantable device for controlled delivery of the parathyroid hormone with an electrically conductive reservoir cap and conducting leads physically connected to and from each reservoir cap, in combination with the other elements of the claims. Santini '898 shows conductive reservoir caps (120), but the conducting leads (140) are not physically connected to the caps, rather they surround the caps on three sides (Fig 5). In Santini '861, the conducting leads surround the reservoir cap on either three sides (Fig 5) or four sides (Fig 6), but do not actually physically connect to the cap.